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Anthony Lerma

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ANTHONY LERMA,

Plaintiff,

VS.

ANNIE NGUYEN dba RIB-LICIOUS BBQ,
et al.,

Defendants.

No: 3:10-CV-05089-CRB

**STIPULATION FOR DISMISSAL OF
DEFENDANTS GEORGE KU AND JEN
SHWN, TRUSTEES OF THE SHWN J.
TRUST ONLY; ~~PROPOSED~~ ORDER**

IT IS HEREBY STIPULATED by and between Plaintiff Anthony Lerma (“Plaintiff”) and Defendants George Ku and Jen Shwn, Trustees of the Shwn J. Trust (“Defendants” and together with Plaintiff, the “Parties”), by and through their respective counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(2), Defendants George Ku and Jen Shwn, Trustees of the Shwn J. Trust be dismissed with prejudice from this action.

IT IS FURTHER STIPULATED between Plaintiff and Defendants that this case has been settled as between them and all issues and controversies have been resolved to their mutual satisfaction. Plaintiff and Defendants request the Court to retain jurisdiction to enforce the terms of their settlement agreement under the authority of *Kokkonen v. Guardian Life Ins. Co. of America*, 511 U.S. 375, 381-82 (1994).

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1 Date: March 14, 2012

MOORE LAW FIRM, P.C.

2
3 /s/ Tanya E. Moore

4 Tanya E. Moore

5 Attorney for Plaintiff Anthony Lerma

6 Date: March 13, 2012

SCHEIN & CAI, LLP

7
8 /s/ James Cai

9 James Cai, Attorneys for

10 Defendants George Ku and Jen Shwn,

11 Trustees of the Shwn J. Trust

12 **ORDER**

13 The parties having so stipulated,

14 **IT IS HEREBY ORDERED** as follows:

15 1. Plaintiff Anthony Lerma and Defendants George Ku and Jen Shwn, Trustees of
16 the Shwn J. Trust shall comply with the terms of the confidential Settlement Agreement and
17 Release in Full, the terms of which are incorporated herein by reference.

18 2. By consent of Plaintiff Anthony Lerma and Defendants George Ku and Jen
19 Shwn, Trustees of the Shwn J. Trust, the Court shall retain jurisdiction over the Parties for the
20 purpose of enforcing the terms of the settlement agreement.

21 3. Except as provided for in paragraphs 1 and 2 above, George Ku and Jen Shwn,
22 Trustees of the Shwn J. Trust are dismissed with prejudice from this action.

23 **IT IS SO ORDERED.**

24 Dated: March 15, 2012

25 United States District Court

